IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.177 OF 2007

IN

L.C.SUIT NO.1574 OF 2000

WITH

CIVIL APPLICATION NO.266 OF 2007

M/s.Fayyaz & Co. ...Appellant

Versus

Municipal Corporation of Gr.Bombay

& Anr. ...Respondents

.....

Ms.Rita Bhatia with Mr.Priti Sutar for Appellant.

Mrs.Geeta Joglekar for Respondents.

.....

**CORAM: A.M.KHANWILKAR, J.**

**MARCH 8, 2007.**

**P.C.**

1. Counsel for the Appellant fairly accepts that the order in question is not amenable to Appeal from Order. Request is made to permit the Appellant to convert the present Appeal from Order to First Appeal. That liberty is granted.

2. Amendment be carried out within two weeks from today, failing which, Appeal to stand dismissed for non-prosecution without further reference to the Court.

3. If the amendment is carried out in time, matter be placed before appropriate Bench. Liberty to apply.

4. Status-quo with regard to the suit property be maintained by the parties for a period of two weeks from today.

A.M.KHANWILKAR, J.